United Nations A/66/627

General Assembly

Distr.: General
28 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 139

Human resources management

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Human resources management" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 9th and 25th meetings, on 17 October and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.9 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on amendments to the Staff Regulations (A/65/213);

(b) Report of the Advisory Committee on Administrative and Budgetary Questions on human resources management (A/65/537, sect. VII);

(c) Report of the Secretary-General on personal conflict of interest (A/66/98);

(d) Report of the Secretary-General on his practice in disciplinary matters and possible criminal behaviour, 1 July 2010 to 30 June 2011 (A/66/135);

(e) Report of the Secretary-General on the activities of the Ethics Office (A/66/319 and Corr.1);

(f) Report of the Secretary-General on the composition of the Secretariat: staff demographics (A/66/347);

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(g) Report of the Advisory Committee on Administrative and Budgetary Questions on human resources management (A/66/511 and Corr.1);

(h) Notes by the Secretary-General transmitting the report of the Joint Inspection Unit entitled "Inter-agency staff mobility and work/life balance in the organizations of the United Nations system" (A/66/355) and his comments and those of the United Nations System Chief Executives Board for Coordination thereon (A/66/355/Add.1).

II. Consideration of draft resolution A/C.5/66/L.4

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Human resources management" (A/C.5/66/L.4), submitted by the Rapporteur of the Committee on the basis of informal consultations.

5. At the same meeting, the Secretary of the Committee orally corrected the draft resolution by inserting "398,300 United States" before the words "dollars for the development of the information technology platform" and "3,880,100" before the words "dollars allocated to the Ethics Office" in operative paragraph 14.

6. Also at the 25th meeting, the Committee adopted draft resolution A/C.5/66/L.4 without a vote (see para. 7).

III. Recommendation of the Fifth Committee

7. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Human resources management

The General Assembly,

Recalling its resolutions 49/222 A and B of 23 December 1994 and 20 July 1995, 51/226 of 3 April 1997, 52/219 of 22 December 1997, 52/252 of 8 September 1998, 53/221 of 7 April 1999, 55/258 of 14 June 2001, 57/305 of 15 April 2003, 59/266 of 23 December 2004, 60/1 of 16 September 2005, 60/238 of 23 December 2005, 60/254 of 8 May 2006, 60/260 of 8 May 2006, 61/244 of 22 December 2006, 62/238, section XXI, of 22 December 2007, 62/248 of 3 April 2008, 63/250 of 24 December 2008, 63/271 of 7 April 2009 and 65/247 of 24 December 2010, and its decisions 64/546 of 22 December 2009 and 64/548 of 24 December 2009,

Recalling also its resolutions 52/226 A and B of 31 March 1998, 54/14 of 29 October 1999, 58/296 of 18 June 2004, 59/287 of 13 April 2005, 60/266 of 30 June 2006, 61/246 of 22 December 2006, 61/276, section VIII, of 29 June 2007 and 62/269 of 20 June 2008, as well as its other relevant resolutions and decisions,

Having considered the relevant reports of the Secretary-General on human resources management submitted to the General Assembly,[1] and the related reports of the Advisory Committee on Administrative and Budgetary Questions,[2]

Having also considered the report of the Joint Inspection Unit on inter-agency staff mobility and work/life balance in the organizations of the United Nations system,[3] as well as the note by the Secretary-General transmitting his comments and those of the United Nations System Chief Executives Board for Coordination thereon,[4]

Reaffirming that the staff of the United Nations is an invaluable asset of the Organization, and commending its contribution to furthering the purposes and principles of the United Nations,

Emphasizing the fundamental importance of human resources management reform in the United Nations as a contribution to the strengthening of the international civil service,

1. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution;

2. *Expresses serious concern* that progress towards the goal of 50/50 gender balance in the United Nations system, especially at senior and policymaking levels, in conformity with Article 101, paragraph 3, of the Charter of the United Nations, has been slow;

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[1] A/65/213, A/66/98, A/66/135, A/66/319 and Corr.1 and A/66/347.

[2] A/65/537, sect. VII, and A/66/511 and Corr.1.

[3] See A/66/355.

[4] A/66/355/Add.1.

3. *Reiterates its requests* to the Secretary-General to increase his efforts to attain and monitor the goal of gender parity in the Secretariat, in particular at senior levels, and in this context to ensure that women, especially those from developing countries and countries with economies in transition, are appropriately represented within the Secretariat, and to report thereon to the General Assembly at its sixty-seventh session;

4. *Reiterates* that the Secretary-General has to ensure that the highest standards of efficiency, competence and integrity serve as the paramount consideration in the employment of staff, with due regard to the principle of equitable geographical distribution, in accordance with Article 101, paragraph 3, of the Charter of the United Nations;

5. *Reiterates its request* to the Secretary-General to continue his ongoing efforts to ensure the attainment of equitable geographical distribution in the Secretariat and to also ensure as wide a geographical distribution of staff as possible in all departments, offices and levels, including at the Director and higher levels, of the Secretariat, and in that regard reiterates its request contained in paragraph 64 of resolution 65/247;

6. *Urges* the Secretary-General to ensure that the recruitment of candidates is carried out in accordance with the established recruitment procedures, including through the use of the national competitive recruitment examination roster, which has been replaced by the young professionals programme;

7. *Recalls* paragraph 7 of the report of the Advisory Committee on Administrative and Budgetary Questions[5] and requests the Secretary-General to address the problem of the high number of the posts subject to the system of geographical ranges not encumbered by staff having geographical status;

8. *Stresses* that the Secretary-General should not recur to the practice of temporarily filling posts in the Professional and higher categories with General Service staff members who have not passed the General Service to Professional category examination other than on an exceptional basis and requests the Secretary-General to ensure that temporary occupation of such posts by the General Service staff shall not exceed a period of one year, effective 1 January 2013, and to report thereon to the General Assembly, including on the rationale of such practice, every two years, starting at its sixty-seventh session;

9. *Takes note* of paragraph 8 of the report of the Advisory Committee on Administrative and Budgetary Questions, referred to in paragraph 7 above, reiterates section VII of resolution 65/247 and looks forward to the report of the Secretary-General to the General Assembly at its sixty-seventh session on human resources management, which should include, inter alia, details on the implementation of that resolution;

10. *Welcomes* the launch of the online reporting tool entitled "HR Insight" and requests the Secretary-General to ensure that the information provided in the portal is systematically developed and periodically updated;

11. *Requests* the Secretary-General, in the context of his report on the activities of the Ethics Office during the main part of the sixty-seventh session of the General Assembly, to provide information on his efforts to address and mitigate

[5] A/66/511 and Corr.1.

personal conflicts of interest and in this regard, to propose measures such as the extension to other staff categories of the financial disclosure programme and post-employment restrictions;

12. *Decides* that staff regulation 1.2 (m) will be amended to read: "A conflict of interest occurs when, by act or omission, a staff member's personal interests interfere with the performance of his or her official duties and responsibilities or with the integrity, independence and impartiality required by the staff member's status as an international civil servant. When an actual or possible conflict of interest does arise, the conflict shall be disclosed by staff members to their head of office, mitigated by the Organization and resolved in favour of the interests of the Organization";

13. *Welcomes* the significant efforts made by the Ethics Office towards the implementation of the financial disclosure programme and requests the Secretary-General to ensure full compliance by staff in fulfilling their financial disclosure requirements;

14. *Decides* to absorb the amount of 398,300 United States dollars for the development of the information technology platform within the amount of 3,880,100 dollars allocated to the Ethics Office in the regular budget for the biennium 2012-2013;

15. *Recognizes* the work of the Joint Inspection Unit, and in this regard takes note of the report of the Unit on inter-agency staff mobility and work/life balance in the organizations of the United Nations system;[3]

16. *Requests* the Secretary-General, in his capacity as Chair of the United Nations System Chief Executives Board for Coordination, to expedite the conclusion of a revised version of the inter-agency agreement on inter-organization movement and to ensure its utilization by all organizations of the United Nations common system;

17. *Recalls* section C, paragraph 13, of its resolution 65/248;

18. *Also recalls* section II, paragraph 34, of its resolution 65/247 and looks forward to its consideration of a comprehensive proposal on a mobility policy at its sixty-seventh session.

United Nations A/66/628

General Assembly

Distr.: General
29 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 143

Administration of justice at the United Nations

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Administration of justice at the United Nations" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 15th and 25th meetings, on 1 November and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.15 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the activities of the Office of the United Nations Ombudsman and Mediation Services (A/66/224);

(b) Report of the Secretary-General on administration of justice at the United Nations (A/66/275 and Corr.1);

(c) Report of the Internal Justice Council on administration of justice at the United Nations (A/66/158);

(d) Report of the Advisory Committee on Administrative and Budgetary Questions (A/66/7/Add.6);

(e) Letter dated 4 November 2011 from the President of the General Assembly to the Chair of the Fifth Committee (A/C.5/66/9).

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II. Consideration of draft resolution A/C.5/66/L.10

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Administration of justice at the United Nations" (A/C.5/66/L.10), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Canada.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.10 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Administration of justice at the United Nations

The General Assembly,

Recalling section XI of its resolution 55/258 of 14 June 2001, its resolutions 57/307 of 15 April 2003, 59/266 of 23 December 2004, 59/283 of 13 April 2005, 61/261 of 4 April 2007, 62/228 of 22 December 2007, 63/253 of 24 December 2008, 64/233 of 22 December 2009 and 65/251 of 24 December 2010, as well as its decisions 63/531 of 11 December 2008 and 65/513 of 6 December 2010,

Having considered the reports of the Secretary-General on administration of justice at the United Nations[1] and on the activities of the Office of the United Nations Ombudsman and Mediation Services,[2] the report of the Internal Justice Council on administration of justice at the United Nations,[3] the letter dated 4 November 2011 from the President of the General Assembly to the Chair of the Fifth Committee[4] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[5]

1. *Takes note* of the reports of the Secretary-General on administration of justice at the United Nations[1] and on the activities of the Office of the United Nations Ombudsman and Mediation Services;[2]

2. *Reaffirms* its resolutions 61/261, 62/228, 63/253, 64/233 and 65/251 regarding the establishment of the new system of administration of justice;

3. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[5] subject to the provisions of the present resolution;

I
System of administration of justice

4. *Notes with appreciation* the achievements produced since the inception of the new system of administration of justice in regard to both the disposal of the backlog and the addressing of new cases, despite the numerous difficulties faced during the implementation of the new system of administration of justice;

5. *Acknowledges* the evolving nature of the new system of administration of justice and the need to carefully monitor its implementation to ensure that it remains within the parameters set out by the General Assembly;

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[1] A/66/275 and Corr.1.
[2] A/66/224.
[3] A/66/158.
[4] A/C.5/66/9.
[5] A/66/7/Add.6.

6. *Stresses* that all elements of the new system of administration of justice must work in accordance with the Charter of the United Nations and the legal and regulatory framework approved by the General Assembly;

7. *Emphasizes* the importance of the principle of judicial independence in the system of administration of justice;

8. *Reaffirms* its decision, contained in paragraph 4 of resolution 61/261, to establish a new, independent, transparent, professionalized, adequately resourced and decentralized system of administration of justice consistent with the relevant rules of international law and the principles of the rule of law and due process to ensure respect for the rights and obligations of staff members and accountability of managers and staff members alike;

9. *Also reaffirms* that, in accordance with paragraph 28 of resolution 63/253, the United Nations Dispute Tribunal and the United Nations Appeals Tribunal shall not have any powers beyond those conferred under their respective statutes;[6]

10. *Affirms* that recourse to general principles of law and the Charter by the Tribunals is to take place within the context of and consistent with their statutes and the relevant General Assembly resolutions, regulations, rules and administrative issuances;

11. *Requests* the Secretary-General to make every effort to institutionalize good management practices in order to address the underlying factors that give rise to disputes in the workplace;

12. *Stresses* the importance of ensuring access for all staff members to the new system of administration of justice, regardless of their duty station;

13. *Invites* all who are involved in the implementation and functioning of the system of administration of justice, including managers and staff members, to recognize that the administration of justice has been made possible by contributions from the Member States aiming to ensure that the system has a positive impact on staff-management relations and improves the performance of both staff and managers;

14. *Recalls* paragraph 46 of its resolution 65/251 and paragraphs 247 through 293 of the report of the Secretary-General on administration of justice at the United Nations,[1] and requests the Secretary-General to submit an updated report for consideration at the main part of its sixty-seventh session on issues relevant to its review of the statutes of the Tribunals;

II
Informal system

15. *Recognizes* that the informal system of administration of justice is an efficient and effective option for staff who seek redress of grievances;

16. *Reaffirms* that the informal resolution of conflict is a crucial element of the system of administration of justice, emphasizes that all possible use should be made of the informal system in order to avoid unnecessary litigation, and, in this

[6] Resolution 63/253, annexes I and II.

regard, requests the Secretary-General to recommend, to the General Assembly, at its sixty-seventh session, additional measures to encourage recourse to informal resolution of disputes and to avoid unnecessary litigation;

17. *Takes note* of the reference in paragraph 5 of the report of the Advisory Committee on Administrative and Budgetary Questions[5] to the "culture of litigation", endorses the remainder of the paragraph, and stresses the importance of developing a culture of dialogue and amicable resolution of dispute through the informal system;

18. *Recalls* paragraph 18 of its resolution 65/251 regarding the establishment of a single integrated and decentralized Office of the Ombudsman for the United Nations Secretariat, funds and programmes, and acknowledges that progress has been made in this regard;

19. *Requests* the Secretary-General to work with the funds and programmes in order to finalize, as early as possible, revised terms of reference for the Office of the United Nations Ombudsman and Mediation Services that reflect the responsibility of the United Nations Ombudsman for the oversight of the entire office and enhance the coordination among the three pillars of the office, and to submit a report thereon to the General Assembly at the main part of its sixty-seventh session;

20. *Recalls* paragraph 29 of resolution 65/251, welcomes the information provided informally by the Office of the United Nations Ombudsman and Mediation Services on the financial and administrative implications resulting from settlements reached through informal dispute resolution, and requests the Office to provide another informal briefing to the General Assembly at its sixty-seventh session on such implications;

21. *Welcomes* the recommendations made by the Office of the United Nations Ombudsman and Mediation Services to address systemic and cross-cutting issues, and requests the Secretary-General to submit a report to the General Assembly, at the main part of its sixty-seventh session, containing his views on the recommendations;

22. *Also welcomes* the establishment, in 2010, of the seven regional offices of the United Nations Ombudsman and Mediation Services in Bangkok, Geneva, Nairobi, Santiago and Vienna and in the peacekeeping missions in the Democratic Republic of the Congo and the Sudan, and their initial positive impact;

III
Formal system

23. *Takes note* of paragraph 7 of the report of the Advisory Committee on Administrative and Budgetary Questions,[5] and requests the Secretary-General to explore all possible ways to bring about more coherent representation and efficient use of resources, taking into account the specificities of representation of the Secretary-General at the Tribunals, and to report thereon at the main part of its sixty-seventh session;

24. *Stresses* the need for the construction of fully equipped court rooms for the Tribunals, and requests the Secretary-General to provide functional court rooms with adequate facilities, as a matter of urgency;

25. *Emphasizes* that the formal system of administration of justice must be adequately resourced for posts, travel, hearing/conference rooms, videoconferencing, sound recording, communications systems and up-to-date computer hardware and software;

26. *Notes* the important role played by the Office of Staff Legal Assistance in providing legal assistance to staff members in an independent and impartial manner, and also notes that the Office currently represents staff members in cases before the United Nations Dispute Tribunal in New York, Geneva and Nairobi and before the United Nations Appeals Tribunal;

27. *Decides* that, pending further consideration of this issue by the General Assembly at its sixty-seventh session, the role of the Office of Staff Legal Assistance shall continue to be that of assisting staff members and their volunteer representatives in processing claims through the formal system of administration of justice, including representation, within the financial parameters agreed upon in the present resolution;

28. *Also decides* to revert, at its sixty-seventh session, to the mandate, scope and functioning of the Office of Staff Legal Assistance, and in this regard requests the Secretary-General to submit, after consultation with the Internal Justice Council and other relevant bodies, a comprehensive report proposing different options for the representation of staff members before the internal Tribunals, taking into account all relevant resolutions and reports, including the letters of the Sixth Committee to the Fifth Committee, and the relevant recommendations of the Advisory Committee on Administrative and Budgetary Questions contained in its report,[5] including a detailed proposal for a mandatory staff-funded mechanism, reflecting, if necessary, the implications of the different proposals, for consideration by both the Fifth Committee and the Sixth Committee, in their respective capacities, at the sixty-seventh session;

29. *Recalls* article 2 of the statute of the Dispute Tribunal,[7] and affirms that an action instituted against the Secretary-General under the statute is an action against the Secretary-General as the Chief Administrative Officer of the United Nations responsible for administrative decisions taken by or on behalf of the Organization by staff appointed by the Secretary-General;

30. *Also recalls* article 7 of the statute of the Dispute Tribunal[7] and article 6 of the statute of the Appeals Tribunal,[8] and requests both Tribunals to review their procedures with regard to the dismissal of manifestly inadmissible cases;

31. *Decides* to amend article 7, paragraph 1 (c), of the statute of the Appeals Tribunal[8] to extend the deadline for filing appeals of Dispute Tribunal judgements from forty-five days to sixty days and to establish a thirty-day deadline for filing appeals of interlocutory orders;

32. *Recalls* paragraph 54 of resolution 62/228, and decides that the time limit for completing management evaluations may be extended by the Dispute Tribunal for a period of up to fifteen days in exceptional circumstances when both parties to a dispute agree;

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[7] Resolution 63/253, annex I.

[8] Ibid., annex II.

33. *Also recalls* paragraph 28 of resolution 63/253, reaffirms article 10, paragraphs 5 (b) and 7, of the statute of the Dispute Tribunal,[7] endorses the practice under the previous United Nations Administrative Tribunal to limit awards in any one case normally to a total of no more than two years net base salary for compensation and in exceptional cases to no more than three years net base salary, and reaffirms the requirement in article 10, paragraph 5 (b), that in all cases where the Dispute Tribunal orders the payment of a compensation higher than two years net pay, the Tribunal must provide clear and well-documented reasons for that decision;

34. *Requests* the Secretary-General to provide the General Assembly, at the main part of its sixty-seventh session, with a report on the practice of tribunals in other international organizations and in Member States comparable to the Dispute Tribunal and the Appeals Tribunal regarding the awarding of exemplary or punitive damages, including their practice with regard to awards for moral damages, emotional distress, procedural irregularities and violations of due process;

35. *Recalls* article 11, paragraph 3, of the statute of the Dispute Tribunal,[7] and affirms that judgements of the Dispute Tribunal, including judgements, orders or rulings, imposing financial obligations on the Organization, are not executable until the expiry of the time provided for appeal in the statute of the Appeals Tribunal[8] or, if an appeal has been filed in accordance with the statute of the Appeals Tribunal, until the Appeals Tribunal has completed action on such appeal in accordance with articles 10 and 11 of its statute;

36. *Also recalls* article 7 of the statute of the Dispute Tribunal and article 6 of the statute of the Appeals Tribunal, and encourages the Tribunals to continue and expand, as appropriate, their practice of consultation in the process for developing amendments to their rules of procedure;

37. *Further recalls* section I, paragraph 5, of its resolution 53/221, in which it underlined its full respect for the prerogatives and responsibilities of the Secretary-General under the Charter, and reaffirms that the resolutions of the General Assembly and the decisions of the International Civil Service Commission are binding on the Secretary-General and on the Organization;

38. *Requests* the Secretary-General to submit a report to the General Assembly at the main part of its sixty-seventh session providing:

(a) A proposal for implementing the concept concerning expedited arbitration procedures for individual contractors and consultants provided in annex II to the report on administration of justice,[1] including the cost implications for various aspects of the proposal;

(b) An analysis of the policy and financial implications in the event that individual contractors and consultants covered by the proposed expedited arbitration procedure were to be permitted access to mediation under the informal system;

39. *Also requests* the Secretary-General to submit a report to the General Assembly, at the main part of its sixty-seventh session, on the access to the system of administration of justice for different categories of non-staff personnel who are not covered under the dispute resolution mechanism proposed in annex II of the report on administration of justice;[1]

40. *Further requests* the Secretary-General to include in the report requested in paragraph 39 above, information on measures to be made available with regard to the informal and formal system of administration of justice in order to assist such non-staff personnel to address disputes that may arise;

41. *Recalls* paragraph 89 of the report of the Advisory Committee on Administrative and Budgetary Questions,[8] and requests the Secretary-General to include in his report on administration of justice, to be submitted to the General Assembly at its sixty-seventh session, information on the concrete measures taken to enforce accountability in cases where contested decisions have resulted in awards of compensation to staff;

IV
Financial implications and cost-sharing arrangements

42. *Takes note* of paragraphs 19, 20 and 21 of the report of the Advisory Committee on Administrative and Budgetary Questions, decides to extend the mandate for the three ad litem judges of the Dispute Tribunal for one year, subject to review and possible extension for a further year, and also decides to approve, under general temporary assistance, three Legal Officer (P-3), two General Service (Other level) and one General Service (Local level) positions to support the ad litem judges for the same period;

43. *Requests* the Secretary-General to make every effort to expedite the finalization of an agreement on a cost-sharing arrangement for the totality of the internal justice system and to report thereon at the main part of its sixty-seventh session, including on the expected reimbursement of approximately 6.8 million United States dollars from the participating United Nations entities;

V
Other issues

44. *Requests* the Secretary-General to submit a report at the main part of its sixty-seventh session providing proposals and analysis for a mechanism for addressing possible misconduct of judges, providing additional views or analysis with regard to the proposals as contained in the reports of the Secretary-General on administration of justice at the United Nations[9] and the Internal Justice Council,[10] as well as other proposals, including a proposal for a new mechanism for addressing such misconduct consisting of one jurist from the highest judicial tribunal drawn from one Member State from each of the five geographical regions appointed or elected by the General Assembly to serve when and as needed;

45. *Stresses* that the Internal Justice Council can help to ensure independence, professionalism and accountability in the system of administration of justice, and requests the Secretary-General to entrust the Council with including the views of both the Dispute Tribunal and the Appeals Tribunal in its annual reports;

46. *Requests* the Secretary-General to submit a report to the General Assembly at the main part of its sixty-seventh session, in consultation with the Internal Justice Council and other relevant bodies, providing his recommendations

[9] A/63/314, paras. 73-79, and A/66/275, paras. 55-60.

[10] A/65/304, para. 40, and A/66/158, para. 7.

and analysis regarding the proposal in the report of the Council to the General Assembly at its sixty-fifth session[11] on a code of conduct for legal representation;

47. *Also requests* the Secretary-General to provide the reports requested in paragraphs 14, 16, 19, 21, 23, 28, 34, 38, 39, 43, 44 and 46 above, in a single comprehensive report on administration of justice to be submitted to the General Assembly at the main part of its sixty-seventh session;

48. *Invites* the Sixth Committee to consider the legal aspects of the report to be submitted by the Secretary-General, without prejudice to the role of the Fifth Committee as the main committee entrusted with responsibilities for administrative and budgetary matters.

[11] A/65/304, para. 41.

United Nations A/66/629

General Assembly

Distr.: General
28 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 144

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 22nd, 24th and 25th meetings, on 13, 19 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.22, 24 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other

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Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994, for the biennium 2012-2013 (A/66/368 and Corr.1);

(b) Report of the Secretary-General on the second performance report of the International Criminal Tribunal for Rwanda for the biennium 2010-2011 (A/66/557 and Corr.1);

(c) Report of the Secretary-General on the budget for the International Residual Mechanism for Criminal Tribunals for the biennium 2012-2013 (A/66/537 and Corr.1);

(d) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/600);

(e) Report of the Secretary-General on the revised estimates for the International Criminal Tribunal for Rwanda, the International Tribunal for the Former Yugoslavia and the International Residual Mechanism for Criminal Tribunals: effect of changes in rates of exchange and inflation (A/66/605);

(f) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/7/Add.22).

II. Consideration of draft resolution A/C.5/66/L.11

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994" (A/C.5/66/L.11), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Norway.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.11 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

The General Assembly,

I
Second performance report on the budget of the International Criminal Tribunal for Rwanda for the biennium 2010-2011

Having considered the second performance report of the Secretary-General on the budget, for the biennium 2010-2011, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994,[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling its resolution 49/251 of 20 July 1995 on the financing of the International Criminal Tribunal for Rwanda and its subsequent resolutions thereon, the latest of which were resolutions 64/239 of 24 December 2009 and 65/252 of 24 December 2010,

1. *Takes note* of the second performance report of the Secretary-General on the budget, for the biennium 2010-2011, of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Endorses* the conclusions and recommendations contained in section III.B of the report of the Advisory Committee on Administrative and Budgetary Questions;[2]

3. *Resolves* that, for the biennium 2010-2011, the amount of 257,804,100 United States dollars gross (235,327,400 dollars net) approved in its resolution 65/252 for the financing of the International Criminal Tribunal for Rwanda shall be adjusted by the amount of 722,600 dollars gross (1,635,600 dollars net), for a total amount of 257,081,500 dollars gross (233,691,800 dollars net);

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[1] A/66/557 and Corr.1.

[2] See A/66/600.

II
Budget of the International Criminal Tribunal for Rwanda for the biennium 2012-2013

Having considered the reports of the Secretary-General on the financing of the International Criminal Tribunal for Rwanda for the biennium 2012-2013[3] and on the revised estimates arising from changes in rates of exchange and inflation,[4]

Having also considered the related reports of the Advisory Committee on Administrative and Budgetary Questions,[5]

1. *Takes note* of the reports of the Secretary-General on the financing of the International Criminal Tribunal for Rwanda for the biennium 2012-2013[3] and on the revised estimates arising from the effects of changes in rates of exchange and inflation;[4]

2. *Notes with appreciation* the support of the Government of the United Republic of Tanzania to the work of the Tribunal;

3. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee on Administrative and Budgetary Questions,[5] subject to the provisions of the present resolution;

4. *Recognizes* the critical importance of retaining highly skilled and experienced staff members with relevant institutional memory in order to successfully complete the trials and meet the targets set out in the completion strategy of the Tribunal;

5. *Commends* the Secretary-General for innovative solutions in applying the Staff Regulations and Rules of the United Nations for staff retention purposes;

6. *Reaffirms* paragraph 5 of its resolution 63/256 of 24 December 2008 and paragraph 6 of section II of its resolution 64/239 of 24 December 2009, and requests the Secretary-General to utilize his existing authority under the existing contractual framework to offer contracts to staff, taking into account the needs of the Tribunal;

7. *Requests* the Secretary-General to continue to provide guidance to the Tribunals on all matters related to the recruitment and administration of human resources;

8. *Encourages* the Secretary-General to exercise due diligence in applying staff rule 12.3 on exceptions to the Staff Rules in the context of the decisions on retention of the staff members in the Tribunal, and requests the Secretary-General to ensure that exceptions granted to the Tribunal based on the existing legislative framework shall not constitute a precedent for other United Nations entities;

9. *Decides* to appropriate to the Special Account for the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 a total amount of 171,623,100 dollars gross

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[3] A/66/368 and Corr.1.

[4] See A/66/605.

[5] See A/66/600 and A/66/7/Add.22.

(159,535,800 dollars net) for the biennium 2012-2013, as detailed in the annex to the present resolution;

10. *Also decides* that the total assessment for 2012 under the Special Account, amounting to 85,088,950 dollars, shall consist of:

(a) 85,811,550 dollars, being half of the estimated appropriation approved for the biennium 2012-2013;

(b) 722,600 dollars, being the decrease in the final appropriation for the biennium 2010-2011 approved by the General Assembly in paragraph 3 of section I above;

11. *Further decides* to apportion the amount of 42,544,475 dollars gross (39,066,150 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012;

12. *Decides* to apportion the amount of 42,544,475 dollars gross (39,066,150 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2012;

13. *Also decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 11 and 12 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 6,956,650 dollars approved for the International Criminal Tribunal for Rwanda for 2012.

Annex

Financing for the biennium 2012-2013 of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

	Gross	*Net*
	United States dollars	
Estimated appropriation for the biennium 2012-2013	183 324 900	166 527 700
Revised estimates: effects of changes in rates of exchange and inflation	(1 547 800)	2 794 300
Recommendations of the Advisory Committee on Administrative and Budgetary Questions		
Recommendations of the Fifth Committee	(10 154 000)	(9 786 200)
Estimated initial appropriation for the biennium 2012-2013	171 623 100	159 535 800
Total assessment for 2012	**85 088 950**	**78 132 300**
Comprising:		
(a) Requirements representing half of the estimated appropriation for the biennium 2012-2013	85 811 550	79 767 900
(b) Requirements arising from the final appropriation for the biennium 2010-2011	(722 600)	(1 635 600)
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012	42 544 475	39 066 150
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2012	42 544 475	39 066 150

United Nations A/66/630

General Assembly

Distr.: General
23 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 145

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 22nd, 24th and 25th meetings, on 13, 19 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.22, 24 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991, for the biennium 2012-2013 (A/66/386 and Corr.1);

(b) Report of the Secretary-General on the second performance report of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011 (A/66/555);

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(c) Report of the Secretary-General on the budget for the International Residual Mechanism for Criminal Tribunals for the biennium 2012-2013 (A/66/537 and Corr.1);

(d) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/600);

(e) Report of the Secretary-General on the revised estimates for the International Criminal Tribunal for Rwanda, the International Tribunal for the Former Yugoslavia and the International Residual Mechanism for Criminal Tribunals: effect of changes in rates of exchange and inflation (A/66/605);

(f) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/7/Add.22).

II. Consideration of draft resolution A/C.5/66/L.12

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991" (A/C.5/66/L.12), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Norway.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.12 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

The General Assembly,

I

Second performance report on the budget of the International Tribunal for the Former Yugoslavia for the biennium 2010-2011

Having considered the second performance report of the Secretary-General on the budget, for the biennium 2010-2011, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling its resolution 47/235 of 14 September 1993 on the financing of the International Tribunal for the Former Yugoslavia and its subsequent resolutions thereon, the latest of which were resolutions 64/240 of 24 December 2009 and 65/253 of 24 December 2010,

1. *Takes note* of the second performance report of the Secretary-General on the budget, for the biennium 2010-2011, of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Endorses* the conclusions and recommendations contained in section IV.B of the report of the Advisory Committee on Administrative and Budgetary Questions;

3. *Resolves* that, for the biennium 2010-2011, the amount of 320,511,800 United States dollars gross (289,810,000 dollars net) approved in its resolution 65/253 for the financing of the International Tribunal for the Former Yugoslavia shall be adjusted by the amount of 6,960,500 dollars gross (a decrease of 3,797,400 dollars net), for a total amount of 327,472,300 dollars gross (286,012,600 dollars net);

[1] A/66/555.

[2] See A/66/600.

II

Budget of the International Tribunal for the Former Yugoslavia for the biennium 2012-2013

Having considered the reports of the Secretary-General on the financing of the International Tribunal for the Former Yugoslavia for the biennium 2012-2013[3] and on the revised estimates arising from changes in rates of exchange and inflation,[4]

Having also considered the related reports of the Advisory Committee on Administrative and Budgetary Questions,[5]

1. *Takes note* of the reports of the Secretary-General on the financing of the International Tribunal for the Former Yugoslavia for the biennium 2012-2013[3] and on the revised estimates arising from the effects of changes in rates of exchange and inflation;[4]

2. *Notes with appreciation* the support of the Government of the Netherlands to the work of the Tribunal;

3. *Endorses* the conclusions and recommendations contained in the related reports of the Advisory Committee on Administrative and Budgetary Questions,[5] subject to the provisions of the present resolution;

4. *Recognizes* the critical importance of retaining highly skilled and experienced staff members with relevant institutional memory in order to successfully complete the trials and meet the targets set out in the completion strategy of the Tribunal;

5. *Commends* the Secretary-General for innovative solutions in applying the Staff Regulations and Rules of the United Nations for staff retention purposes;

6. *Reaffirms* paragraph 5 of its resolution 63/256 of 24 December 2008 and paragraph 6 of section II of its resolution 64/239 of 24 December 2009, and requests the Secretary-General to utilize his existing authority under the existing contractual framework to offer contracts to staff, taking into account the needs of the Tribunal;

7. *Requests* the Secretary-General to continue to provide guidance to the Tribunal on all matters relating to the recruitment and administration of human resources;

8. *Encourages* the Secretary-General to exercise due diligence in applying staff rule 12.3 on exceptions to the Staff Rules in the context of the decisions on retention of the staff members in the Tribunal, and requests the Secretary-General to ensure that exceptions granted to the Tribunal based on the existing legislative framework shall not constitute a precedent for other United Nations entities;

9. *Requests* the Secretary-General to provide greater clarity on temporary posts and positions funded through general temporary assistance funds in his next report;

10. *Decides* to appropriate to the Special Account for the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former

[3] A/66/386 and Corr.1.

[4] See A/66/605.

[5] See A/66/600 and A/66/7/Add.22.

Yugoslavia since 1991 a total amount of 281,036,100 dollars gross (250,814,300 dollars net) for the biennium 2012-2013, as detailed in the annex to the present resolution;

11. *Also decides* that the financing of the appropriation for the biennium 2012-2013 under the Special Account shall take into account the estimated income of 299,500 dollars for the biennium, which shall be set off against the aggregate amount of the appropriation;

12. *Further decides* that the total assessment for 2012 under the Special Account, amounting to 147,328,800 dollars, shall consist of:

(a) 140,368,300 dollars, being half of the estimated appropriation approved for the biennium 2012-2013, after taking into account 149,750 dollars, which is half of the estimated income for the biennium of 299,500 dollars,

(b) 6,960,500 dollars, being the increase in the final appropriation for the biennium 2010-2011 approved by the General Assembly in paragraph 3 of section I above;

13. *Decides* to apportion the amount of 73,664,400 dollars gross (60,730,000 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012;

14. *Also decides* to apportion the amount of 73,664,400 dollars gross (60,730,000 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2012;

15. *Further decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 13 and 14 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 25,868,800 dollars approved for the International Tribunal for the Former Yugoslavia for 2012.

Annex

Financing for the biennium 2012-2013 of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

	Gross	*Net*
	(United States dollars)	
Estimated appropriation for the biennium 2012-2013	282 887 000	252 227 300
Revised estimates: effect of changes in rates of exchange and inflation	4 707 000	3 952 200
Recommendations of the Advisory Committee on Administrative and Budgetary Questions		
Recommendations of the Fifth Committee	(6 557 900)	(5 365 200)
Estimated initial appropriation for the biennium 2012-2013	281 036 100	250 814 300
Less:		
Estimated income for the biennium 2012-2013	(299 500)	(299 500)
Total assessment for 2012	**147 328 800**	**121 460 000**
Comprising:		
(a) Requirements representing half of the estimated appropriation for the biennium 2012-2013, after taking into account 149,750 dollars, which is half of the estimated income for the biennium 2012-2013 of 299,500 dollars	140 368 300	125 257 400
(b) Requirements arising from the final appropriation for the biennium 2010-2011	6 960 500	(3 797 400)
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012	73 664 400	60 730 000
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2012	73 664 400	60 730 000

United Nations A/66/631

General Assembly

Distr.: General
28 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda items 129, 144 and 145

International residual mechanism for criminal tribunals

Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the items entitled "International residual mechanism for criminal tribunals", "Financing of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994" and "Financing of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in

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the Territory of the Former Yugoslavia since 1991" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the items at its 22nd, 24th and 25th meetings, on 13, 19 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.22, 24 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the International Residual Mechanism for Criminal Tribunals for the biennium 2012-2013 (A/66/537 and Corr.1);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/600);

(c) Report of the Secretary-General on the revised estimates for the International Criminal Tribunal for Rwanda, the International Tribunal for the Former Yugoslavia and the International Residual Mechanism: effect of changes in rates of exchange and inflation (A/66/605);

(d) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/7/Add.22).

II. Consideration of draft resolution A/C.5/66/L.13

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "International Residual Mechanism for Criminal Tribunals" (A/C.5/66/L.13), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Norway.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.13 without a vote (see para. 6).

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

International Residual Mechanism for Criminal Tribunals

The General Assembly,

Having considered the reports of the Secretary-General on the budget for the International Residual Mechanism for Criminal Tribunals for the biennium 2012-2013[1] and on the revised estimates arising from the effects of changes in rates of exchange and inflation,[2]

Having also considered the related reports of the Advisory Committee on Administrative and Budgetary Questions,[3]

Recalling Security Council resolution 1966 (2010) of 22 December 2010 regarding the establishment of the International Residual Mechanism for Criminal Tribunals, comprising a branch for the International Criminal Tribunal for Rwanda, which shall commence functioning on 1 July 2012, and a branch for the International Tribunal for the Former Yugoslavia, which shall commence functioning on 1 July 2013,

1. *Takes note* of the reports of the Secretary-General on the financing of the International Residual Mechanism for Criminal Tribunals for the biennium 2012-2013[1] and on the revised estimates arising from the effects of changes in rates of exchange and inflation;[2]

2. *Endorses* the conclusions and recommendations contained in the reports of the Advisory Committee on Administrative and Budgetary Questions,[3] subject to the provisions of the present resolution;

3. *Encourages* the Secretary-General to enhance efforts to transfer cases of the Mechanism to national jurisdiction;

4. *Recalls* paragraph 76 of the report of the Advisory Committee on Administrative and Budgetary Questions,[4] and requests the Secretary-General to report on lessons learned on the use of the double-hatting arrangement in the context of the second performance report on the programme budget for the biennium;

5. *Requests* the Secretary-General to submit a report to the General Assembly, no later than at the second part of its resumed sixty-sixth session, providing detailed information on a comprehensive project management plan for the construction, in Arusha, United Republic of Tanzania, of the proposed new facilities for the archives of the Mechanism, including programmatic and functional requirements, a conceptual design and key milestones from design to construction to occupation;

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[1] A/66/537 and Corr.1.

[2] A/66/605.

[3] A/66/600 and A/66/7/Add.22.

[4] A/66/600.

6. *Decides* to appropriate an initial amount of 3 million United States dollars for the overall construction of the proposed new facilities for the archives;

7. *Authorizes* the expenditures, from within the amount appropriated in paragraph 6 above, to cover only expenses related to the conceptual design phase of the proposed new facilities for the archives;

8. *Decides* to review the project requirements in the context of the consideration of the report requested in paragraph 5 above;

9. *Requests* the Secretary-General to ensure the full involvement of the Overseas Property Management Unit of the Office of Central Support Services of the Secretariat in all phases of implementation of the project;

10. *Decides* that the staffing for the continuous activities of the Mechanism shall comprise sixty-seven posts for the biennium 2012-2013, as set out in table 3 of the report of the Secretary-General;[1]

11. *Also decides* that the expenses of the Mechanism shall be met through additional resources on the basis of assessed contributions and that they shall be financed through a separate special account;

12. *Further decides* to appropriate to the Special Account for the International Residual Mechanism for Criminal Tribunals a total amount of 49,771,700 dollars gross (47,325,100 dollars net) for the biennium 2012-2013, to include the amount reflected in paragraph 6 above, as detailed in the annex to the present resolution;

13. *Decides* that the total assessment for 2012 under the Special Account would amount to 24,885,850 dollars, being half of the estimated appropriation approved for the biennium 2012-2013;

14. *Also decides* to apportion the amount of 12,442,925 dollars gross (11,831,275 dollars net) among Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012;

15. *Further decides* to apportion the amount of 12,442,925 dollars gross (11,831,275 dollars net) among Member States in accordance with the scale of assessments applicable to peacekeeping operations for 2012;

16. *Decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraphs 14 and 15 above, their respective share in the Tax Equalization Fund of the estimated staff assessment income of 1,223,300 dollars approved for the International Residual Mechanism for Criminal Tribunals for 2012.

Annex

Financing for the biennium 2012-2013 of the International Residual Mechanism for Criminal Tribunals

	Gross	*Net*
	United States dollars	
Estimated appropriation for the biennium 2012-2013	55 051 400	51 198 800
Revised estimates: effects of changes in rates of exchange and inflation	(1 258 100)	(20 500)
Recommendations of the Advisory Committee on Administrative and Budgetary Questions	—	—
Recommendations of the Fifth Committee	(4 021 600)	(3 853 200)
Estimated initial appropriation for the biennium 2012-2013	49 771 700	47 325 100
Total assessment for 2012	**24 885 850**	**23 662 550**
Of which:		
Contributions assessed on Member States in accordance with the scale of assessments applicable to the regular budget of the United Nations for 2012	12 442 925	11 831 275
Contributions assessed on Member States in accordance with the scale of assessments applicable to peacekeeping operations of the United Nations for 2012	12 442 925	11 831 275

United Nations A/66/632

General Assembly

Distr.: General
29 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 147

Financing of the United Nations Interim Security Force for Abyei

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the United Nations Interim Security Force for Abyei" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 20th and 25th meetings, on 2 December and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.20 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the United Nations Interim Security Force for Abyei for the period from 1 July 2011 to 30 June 2012 (A/66/526);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/576).

II. Consideration of draft resolution A/C.5/66/L.6

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the United Nations Interim Security Force for Abyei" (A/C.5/66/L.6), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Guatemala.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.6 without a vote (see para. 6).

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III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Interim Security Force for Abyei

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Interim Security Force for Abyei[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1990 (2011) of 27 June 2011, by which the Council decided to establish the United Nations Interim Security Force for Abyei for a period of six months,

Recalling also its resolution 65/257 B of 30 June 2011, in which it authorized the Secretary-General to draw upon the resources approved for the United Nations Mission in the Sudan in entering into commitments for the period from 1 July to 31 December 2011 for the United Nations Interim Security Force for Abyei and any further missions established by the Security Council before 31 December 2011 in support of the implementation of the Comprehensive Peace Agreement,[3]

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in General Assembly resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Mindful of the fact that it is essential to provide the Force with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolution of the Security Council,

1. *Requests* the Secretary-General to entrust the Head of Mission with the task of formulating future budget proposals in full accordance with the provisions of General Assembly resolutions 59/296 of 22 June 2005, 60/266 of 30 June 2006, 61/276 of 29 June 2007, 64/269 of 24 June 2010 and 65/289 of 30 June 2011, as well as other relevant resolutions;

2. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear additional burdens owing to overdue payments by Member States of their assessments;

3. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

[1] A/66/526.
[2] A/66/576.
[3] S/2005/78, annex.

4. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

5. *Requests* the Secretary-General to ensure that proposed peacekeeping budgets are based on the relevant legislative mandates;

6. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution, and requests the Secretary-General to ensure their full implementation;

7. *Requests* the Secretary-General to ensure the full implementation of the relevant provisions of General Assembly resolutions 59/296, 60/266, 61/276, 64/269 and 65/289;

8. *Also requests* the Secretary-General to take all action necessary to ensure that the Force is administered with a maximum of efficiency and economy;

Budget estimates for the period from 1 July 2011 to 30 June 2012

9. *Authorizes* the Secretary-General to establish a Special Account for the Force for the purpose of accounting for the income received and expenditure incurred in respect of the Force;

10. *Decides* to appropriate to the Special Account for the Force the amount of 175,500,000 United States dollars for the period from 1 July 2011 to 30 June 2012 for the maintenance of the Force;

Financing of the appropriation

11. *Also decides* to apply to the Special Account for the Force the total amount of 67,013,400 dollars from the amount of 482,460,550 dollars previously apportioned under the terms of its resolution 65/257 B for the United Nations Mission in the Sudan, the United Nations Interim Security Force for Abyei and the United Nations Mission in South Sudan in accordance with the levels updated in General Assembly resolution 64/249 of 24 December 2009, and taking into account the scale of assessments for 2011, as set out in its resolution 64/248 of 24 December 2009;

12. *Further decides* to apply to the Special Account for the Force the amount of 1,363,800 dollars, representing the respective shares of Member States in the Tax Equalization Fund of the balance of the estimated staff assessment income approved for the United Nations Interim Security Force for Abyei and already set off against the apportionment among Member States under the terms of resolution 65/257 B and in accordance with the provisions of its resolution 973 (X) of 15 December 1955;

13. *Decides* to apportion among Member States the amount of 18,849,503 dollars for the period from 1 July to 27 December 2011, in accordance with the levels updated in General Assembly resolution 64/249, and taking into account the scale of assessments for 2011, as set out in resolution 64/248;

14. *Also decides* to apportion among Member States the amount of 89,637,097 dollars for the period from 28 December 2011 to 30 June 2012, at a monthly rate of 14,625,000 dollars, in accordance with the levels updated in General

Assembly resolution 64/249, and taking into account the scale of assessments for 2011 and 2012, as set out in resolution 64/248, subject to a decision of the Security Council to extend the mandate of the Force;

15. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

16. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel participating in the Force under the auspices of the United Nations, bearing in mind paragraphs 5 and 6 of Security Council resolution 1502 (2003) of 26 August 2003;

17. *Invites* voluntary contributions to the Force in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

18. *Decides* to keep under review during its sixty-sixth session the item entitled "Financing of the United Nations Interim Security Force for Abyei".

United Nations A/66/633

General Assembly

Distr.: General
29 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 149

Financing of the United Nations Operation in Côte d'Ivoire

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the United Nations Operation in Côte d'Ivoire" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 24th and 25th meetings, on 19 December and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.24 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the United Nations Operation in Côte d'Ivoire for the period from 1 July 2011 to 30 June 2012: supplementary estimates (A/66/529);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/612).

II. Consideration of draft resolution A/C.5/66/L.14

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the United Nations Operation in Côte d'Ivoire" (A/C.5/66/L.14), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of the Dominican Republic.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.14 without a vote (see para. 6).

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Please recycle

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Operation in Côte d'Ivoire

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Operation in Côte d'Ivoire[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 2000 (2011) of 27 July 2011, by which the Council decided to extend the mandate of the Operation until 31 July 2012,

Recalling also its resolution 58/310 of 18 June 2004 on the financing of the Operation and its subsequent resolutions thereon, the latest of which was resolution 65/294 of 30 June 2011,

1. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] subject to the provisions of the present resolution;

Financing arrangements for the period from 1 July 2011 to 30 June 2012

2. *Decides* to appropriate to the Special Account for the United Nations Operation in Côte d'Ivoire the amount of 159,235,000 United States dollars for the maintenance of the Operation for the period from 1 July 2011 to 30 June 2012, in addition to the amount of 517,850,700 dollars previously appropriated for the Operation for the same period under the terms of its resolution 65/294, inclusive of 486,726,400 dollars for the maintenance of the Operation, 26,374,200 dollars for the support account for peacekeeping operations and 4,750,100 dollars for the United Nations Logistics Base at Brindisi, Italy;

Financing of the appropriation

3. *Also decides*, taking into account the amount of 517,850,700 dollars already apportioned under the terms of its resolution 65/294 for the period from 1 July 2011 to 30 June 2012, to apportion among Member States the additional amount of 159,235,000 dollars for the same period, in accordance with the levels updated in General Assembly resolution 64/249 of 24 December 2009, and taking into account the scale of assessments for 2011 and 2012, as set out in its resolution 64/248 of 24 December 2009;

[1] A/66/529.
[2] A/66/612.

4. *Further decides* that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 3 above, their respective share in the Tax Equalization Fund of 780,900 dollars, which is the estimated staff assessment income approved for the Operation;

5. *Decides* to keep under review during its sixty-sixth session the item entitled "Financing of the United Nations Operation in Côte d'Ivoire".

United Nations A/66/634

General Assembly

Distr.: General
28 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 161

Financing of the United Nations Mission in South Sudan

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the United Nations Mission in South Sudan" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 22nd and 25th meetings, on 13 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.22 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the budget for the United Nations Mission in South Sudan for the period from 1 July 2011 to 30 June 2012 (A/66/532);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/592).

II. Consideration of draft resolution A/C.5/66/L.15

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the United Nations Mission in South Sudan" (A/C.5/66/L.15), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Panama.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.15 without a vote (see para. 6).

11-65537 (E) 120112

Please recycle

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Mission in South Sudan

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Mission in South Sudan[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1978 (2011) of 27 April 2011, by which the Council announced its intent to establish a mission to succeed the United Nations Mission in the Sudan,

Recalling also Security Council resolution 1996 (2011) of 8 July 2011, by which the Council decided to establish as from 9 July 2011 the United Nations Mission in South Sudan for an initial period of one year with the intention to renew for further periods as might be required,

Recalling further its resolution 65/257 B of 30 June 2011, by which it authorized the Secretary-General to draw upon the resources approved for the United Nations Mission in the Sudan in entering into commitments for the period from 1 July to 31 December 2011 for the United Nations Interim Security Force for Abyei and any further missions established by the Security Council before 31 December 2011 in support of the implementation of the Comprehensive Peace Agreement,[3] noted the intention of the Security Council, as stated in its resolution 1978 (2011), to establish a successor mission to the United Nations Mission in the Sudan, and also authorized the Secretary-General to draw upon the resources approved for the United Nations Mission in the Sudan in entering into commitments for a successor mission for the period from 1 July to 31 December 2011,

Reaffirming the general principles underlying the financing of United Nations peacekeeping operations, as stated in General Assembly resolutions 1874 (S-IV) of 27 June 1963, 3101 (XXVIII) of 11 December 1973 and 55/235 of 23 December 2000,

Mindful of the fact that it is essential to provide the Mission with the financial resources necessary to enable it to fulfil its responsibilities under the relevant resolution of the Security Council,

1. *Requests* the Secretary-General to entrust the Head of Mission with the task of formulating future budget proposals in full accordance with the provisions of General Assembly resolutions 59/296 of 22 June 2005, 60/266 of 30 June 2006, 61/276 of 29 June 2007, 64/269 of 24 June 2010 and 65/289 of 30 June 2011, as well as other relevant resolutions;

2. *Expresses concern* at the financial situation with regard to peacekeeping activities, in particular as regards the reimbursements to troop contributors that bear

[1] A/66/532.
[2] A/66/592.
[3] S/2005/78, annex.

additional burdens owing to overdue payments by Member States of their assessments;

3. *Emphasizes* that all future and existing peacekeeping missions shall be given equal and non-discriminatory treatment in respect of financial and administrative arrangements;

4. *Also emphasizes* that all peacekeeping missions shall be provided with adequate resources for the effective and efficient discharge of their respective mandates;

5. *Requests* the Secretary-General to ensure that proposed peacekeeping budgets are based on the relevant legislative mandates;

6. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] and requests the Secretary-General to ensure their full implementation;

7. *Notes* the application of the standardized funding model in the budget formulation, and in this regard requests the Secretary-General to present analyses and lessons learned from its first application in the context of the Mission performance report;

8. *Requests* the Secretary-General to ensure the full implementation of the relevant provisions of its resolutions 59/296, 60/266, 61/276, 64/269 and 65/289;

9. *Also requests* the Secretary-General to take all action necessary to ensure that the Mission is administered with a maximum of efficiency and economy;

Budget estimates for the period from 1 July 2011 to 30 June 2012

10. *Authorizes* the Secretary-General to establish a Special Account for the United Nations Mission in South Sudan for the purpose of accounting for the income received and expenditure incurred in respect of the Mission;

11. *Decides* to appropriate to the Special Account for the Mission the amount of 722,129,600 United States dollars for the period from 1 July 2011 to 30 June 2012 for the maintenance of the Mission;

Financing of the appropriation

12. *Also decides* to apply to the Special Account for the Mission the total amount of 277,915,150 dollars from the amount of 482,460,550 dollars previously apportioned under the terms of its resolution 65/257 B for the United Nations Mission in the Sudan, the United Nations Interim Security Force for Abyei and the United Nations Mission in South Sudan in accordance with the levels updated by the General Assembly in its resolution 64/249 of 24 December 2009 and taking into account the scale of assessments for 2011, as set out in its resolution 64/248 of 24 December 2009;

13. *Further decides* to apply to the Special Account for the Mission the amount of 8,874,300 dollars, representing the respective shares of Member States in the Tax Equalization Fund of the balance of the estimated staff assessment income approved for the United Nations Mission in the Sudan and already set off against the apportionment among Member States under the terms of its resolution 65/257 B and in accordance with the provisions of its resolution 973 (X) of 15 December 1955;

14. *Decides* to apportion among Member States the amount of 444,214,450 dollars for the period from 9 July 2011 to 30 June 2012, in accordance with the levels updated by the General Assembly in resolution 64/249, and taking into account the scale of assessments for 2011 and 2012, as set out in its resolution 64/248;

15. *Also decides* that, in accordance with the provisions of its resolution 973 (X), there shall be set off against the apportionment among Member States, as provided for in paragraph 14 above, their respective share in the Tax Equalization Fund of 1,202,520 dollars, representing the balance of the estimated staff assessment income in the amount of 10,076,820 dollars approved for the Mission;

16. *Emphasizes* that no peacekeeping mission shall be financed by borrowing funds from other active peacekeeping missions;

17. *Encourages* the Secretary-General to continue to take additional measures to ensure the safety and security of all personnel participating in the Mission under the auspices of the United Nations, bearing in mind paragraphs 5 and 6 of Security Council resolution 1502 (2003) of 26 August 2003;

18. *Invites* voluntary contributions to the Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure and practices established by the General Assembly;

19. *Decides* to keep under review during its sixty-sixth session the item entitled "Financing of the United Nations Mission in South Sudan".

United Nations A/66/635

General Assembly

Distr.: General
23 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 162

Financing of the United Nations Mission in the Sudan

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Financing of the United Nations Mission in the Sudan" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 20th and 25th meetings, on 2 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.20 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

(a) Report of the Secretary-General on the revised budget for the United Nations Mission in the Sudan for the period from 1 July 2011 to 30 June 2012 (A/66/519);

(b) Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/575).

II. Consideration of draft resolution A/C.5/66/L.16

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Financing of the United Nations Mission in the Sudan" (A/C.5/66/L.16), submitted by the representative of the United Arab Emirates and Vice-Chair of the Committee on the basis of informal consultations.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.16 without a vote (see para. 6).

Please recycle

III. Recommendation of the Fifth Committee

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Mission in the Sudan

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Mission in the Sudan[1] and the related report of the Advisory Committee on Administrative and Budgetary Questions,[2]

Recalling Security Council resolution 1997 (2011) of 11 July 2011, by which the Council decided to withdraw the United Nations Mission in the Sudan effective 11 July 2011 and called upon the Secretary-General to complete the withdrawal of all uniformed and civilian Mission personnel, other than those required for the Mission's liquidation, by 31 August 2011,

Recalling also its resolution 59/292 of 21 April 2005 on the financing of the United Nations Mission in the Sudan and its subsequent resolutions thereon, the latest of which was resolution 65/257 B of 30 June 2011, in which the General Assembly authorized the Secretary-General to draw upon the resources approved for the Mission in entering into commitments for the period from 1 July to 31 December 2011 for the United Nations Interim Security Force for Abyei and any further missions established by the Security Council before 31 December 2011 in support of the implementation of the Comprehensive Peace Agreement,[3] noted the intention of the Council, as stated in its resolution 1978 (2011), to establish a successor mission to the United Nations Mission in the Sudan, and also authorized the Secretary-General to draw upon the resources approved for the Mission in entering into commitments for a successor mission for the period from 1 July to 31 December 2011,

1. *Endorses* the conclusions and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions,[2] and requests the Secretary-General to ensure their full implementation;

2. *Takes note* of the status of contributions to the United Nations Mission in the Sudan as at 19 December 2011, including the contributions outstanding, representing some 3 per cent of the total assessed contributions, notes with concern that only fifty-five Member States have paid their assessed contributions in full, and urges all other Member States, in particular those in arrears, to ensure payment of their outstanding assessed contributions;

3. *Expresses its appreciation* to those Member States that have paid their assessed contributions in full, and urges all other Member States to make every possible effort to ensure payment of their assessed contributions to the Mission in full;

[1] A/66/519.

[2] A/66/575.

[3] S/2005/78, annex.

4. *Requests* the Secretary-General to provide detailed information on the administration of the termination indemnity in the context of the performance report of the Mission;

Budget estimates for the period from 1 July 2011 to 30 June 2012

5. *Decides* to reduce the appropriation of 482,460,550 United States dollars, approved in its resolution 65/257 B for the maintenance of the Mission for the period from 1 July to 31 December 2011, by an amount of 344,928,550 dollars, to 137,532,000 dollars, for the withdrawal and administrative liquidation of the Mission for the period from 1 July 2011 to 30 June 2012;

Financing of the appropriation

6. *Also decides* to apply to the Special Account for the United Nations Mission in the Sudan the total amount of 137,532,000 dollars from the amount of 482,460,550 dollars previously apportioned under the terms of its resolution 65/257 B for the Mission, the United Nations Interim Security Force for Abyei and the United Nations Mission in South Sudan in accordance with the levels updated by the General Assembly in its resolution 64/249 of 24 December 2009 and taking into account the scale of assessments for 2011, as set out in its resolution 64/248 of 24 December 2009;

7. *Further decides* to reduce by 10,238,100 dollars the amount of estimated staff assessment income approved for the maintenance of the Mission for the period from 1 July to 31 December 2011 under the terms of its resolution 65/257 B, from 13,715,800 dollars to 3,477,700 dollars;

8. *Takes note* of the remaining balance of estimated staff assessment income in the amount of 10,238,100 dollars;

9. *Decides* to keep under review during its sixty-sixth session the item entitled "Financing of the United Nations Mission in the Sudan".

United Nations A/66/636

General Assembly

Distr.: General
28 December 2011
English
Original: Spanish

Sixty-sixth session
Agenda item 133

Programme budget for the biennium 2010-2011

Report of the Fifth Committee

Rapporteur: Mr. Noel **González Segura** (Mexico)

I. Introduction

1. At its 2nd plenary meeting, on 16 September 2011, the General Assembly, on the recommendation of the General Committee, decided to include in the agenda of its sixty-sixth session the item entitled "Programme budget for the biennium 2010-2011" and to allocate it to the Fifth Committee.

2. The Fifth Committee considered the item at its 6th, 23rd and 25th meetings, on 7 October and 16 and 23 December 2011. Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/66/SR.6, 23 and 25).

3. For its consideration of the item, the Committee had before it the following documents:

Second performance report on the programme budget for the biennium 2010-2011

Second performance report of the Secretary-General on the programme budget for the biennium 2010-2011 (A/66/578 and Corr.1)

Related report of the Advisory Committee on Administrative and Budgetary Questions (A/66/611)

United Nations Office for Partnerships

Report of the Secretary-General on the United Nations Office for Partnerships (A/66/188)

Please recycle

II. Consideration of proposals

4. At its 25th meeting, on 23 December, the Committee had before it a draft resolution entitled "Programme budget for the biennium 2010-2011" (A/C.5/66/L.17), submitted by the Chair of the Committee on the basis of informal consultations coordinated by the representative of Hungary.

5. At the same meeting, the Committee adopted draft resolution A/C.5/66/L.17 without a vote (see para. 7).

6. At the 6th meeting, on 7 October, the Chair of the Committee orally introduced a draft decision entitled "United Nations Office for Partnerships" (see A/C.5/66/SR.6). At the same meeting, the Committee adopted the draft decision without a vote (see para. 8).

III. Recommendations of the Fifth Committee

7. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Programme budget for the biennium 2010-2011

A
Final budget appropriations for the biennium 2010-2011

The General Assembly

1. *Takes note* of the second performance report of the Secretary-General on the programme budget for the biennium 2010-2011,[1] and endorses the observations and recommendations contained in the related report of the Advisory Committee on Administrative and Budgetary Questions;[2]

2. *Resolves* that, for the biennium 2010-2011:

(a) The amount of 5,367,234,700 United States dollars appropriated by it in its resolutions 65/260 A to C of 24 December 2010 shall be increased by 49,199,000 dollars, as follows:

Part/section		*Amount approved in resolutions 65/260 A to C*	*Increase/ (decrease)*	*Final appropriation*
		(United States dollars)		
Part I. *Overall policymaking, direction and coordination*				
1.	Overall policymaking, direction and coordination	101 770 300	6 280 500	108 050 800
2.	General Assembly and Economic and Social Council affairs and conference management	672 835 300	16 409 200	689 244 500
	Subtotal, part I	**774 605 600**	**22 689 700**	**797 295 300**
Part II. *Political affairs*				
3.	Political affairs	1 313 276 700	(3 814 800)	1 309 461 900
4.	Disarmament	22 134 800	393 400	22 528 200
5.	Peacekeeping operations	112 903 800	(3 911 500)	108 992 300
6.	Peaceful uses of outer space	8 023 000	634 100	8 657 100
	Subtotal, part II	**1 456 338 300**	**(6 698 800)**	**1 449 639 500**
Part III. *International justice and law*				
7.	International Court of Justice	46 605 800	(30 900)	46 574 900
8.	Legal affairs	45 396 500	978 900	46 375 400
	Subtotal, part III	**92 002 300**	**948 000**	**92 950 300**

[1] A/66/578 and Corr.1.

[2] A/66/611.

Part/section		*Amount approved in resolutions 65/260 A to C*	*Increase/ (decrease)*	*Final appropriation*
		(United States dollars)		
Part IV. *International cooperation for development*				
9.	Economic and social affairs	159 110 900	(684 100)	158 426 800
10.	Least developed countries, landlocked developing countries and small island developing States	7 406 100	(121 800)	7 284 300
11.	United Nations support for the New Partnership for Africa's Development	12 641 000	(2 461 900)	10 179 100
12.	Trade and development	136 629 800	10 840 900	147 470 700
13.	International Trade Centre UNCTAD/WTO	31 793 300	4 464 200	36 257 500
14.	Environment	14 211 300	673 600	14 884 900
15.	Human settlements	20 564 700	1 701 000	22 265 700
16.	International drug control, crime and terrorism prevention and criminal justice	39 191 100	3 674 300	42 865 400
37.	United Nations Entity for Gender Equality and the Empowerment of Women	6 957 100	(479 100)	6 478 000
	Subtotal, part IV	**428 505 300**	**17 607 100**	**446 112 400**
Part V. *Regional cooperation for development*				
17.	Economic and social development in Africa	123 662 500	(11 306 600)	112 355 900
18.	Economic and social development in Asia and the Pacific	98 326 800	2 320 400	100 647 200
19.	Economic development in Europe	65 547 100	6 427 100	71 974 200
20.	Economic and social development in Latin America and the Caribbean	110 129 900	7 991 800	118 121 700
21.	Economic and social development in Western Asia	63 298 400	1 788 300	65 086 700
22.	Regular programme of technical cooperation	52 246 200	(2 615 300)	49 630 900
	Subtotal, part V	**513 210 900**	**4 605 700**	**517 816 600**
Part VI. *Human rights and humanitarian affairs*				
23.	Human rights	141 191 400	8 084 400	149 275 800
24.	International protection, durable solutions and assistance to refugees	83 717 500	(18 100)	83 699 400
25.	Palestine refugees	43 712 400	4 697 100	48 409 500
26.	Humanitarian assistance	29 399 900	96 800	29 496 700
	Subtotal, part VI	**298 021 200**	**12 860 200**	**310 881 400**
Part VII. *Public information*				
27.	Public information	184 996 600	246 800	185 243 400
	Subtotal, part VII	**184 996 600**	**246 800**	**185 243 400**

Part/section	Amount approved in resolutions 65/260 A to C	Increase/ (decrease)	Final appropriation
	(United States dollars)		
Part VIII. *Common support services*			
28A. Office of the Under-Secretary-General for Management	26 126 100	375 500	26 501 600
28B. Office of Programme Planning, Budget and Accounts	38 552 500	(1 253 300)	37 299 200
28C. Office of Human Resources Management	74 614 600	221 700	74 836 300
28D. Office of Central Support Services	174 871 100	1 936 800	176 807 900
28E. Administration, Geneva	126 778 700	15 013 900	141 792 600
28F. Administration, Vienna	39 127 000	1 380 400	40 507 400
28G. Administration, Nairobi	29 136 300	(200 700)	28 935 600
29. Office of Information and Communications Technology	72 120 000	(684 800)	71 435 200
Subtotal, part VIII	**581 326 300**	**16 789 500**	**598 115 800**
Part IX. *Internal oversight*			
30. Internal oversight	38 925 000	(3 769 200)	35 155 800
Subtotal, part IX	**38 925 000**	**(3 769 200)**	**35 155 800**
Part X. *Jointly financed administrative activities and special expenses*			
31. Jointly financed administrative activities	11 993 400	(1 459 400)	10 534 000
32. Special expenses	114 134 100	(3 935 600)	110 198 500
Subtotal, part X	**126 127 500**	**(5 395 000)**	**120 732 500**
Part XI. *Capital expenditures*			
33. Construction, alteration, improvement and major maintenance	60 326 800	480 200	60 807 000
Subtotal, part XI	**60 326 800**	**480 200**	**60 807 000**
Part XII. *Safety and security*			
34. Safety and security	238 447 700	(6 892 900)	231 554 800
Subtotal, part XII	**238 447 700**	**(6 892 900)**	**231 554 800**
Part XIII. *Development Account*			
35. Development Account	23 651 300	—	23 651 300
Subtotal, part XIII	**23 651 300**	**—**	**23 651 300**

Part/section		Amount approved in resolutions 65/260 A to C	Increase/ (decrease)	Final appropriation
		(United States dollars)		
Part XIV. *Staff assessment*				
36.	Staff assessment	550 749 900	(4 272 300)	546 477 600
	Subtotal, part XIV	**550 749 900**	**(4 272 300)**	**546 477 600**
	Total	**5 367 234 700**	**49 199 000**	**5 416 433 700**

(b) The Secretary-General shall be authorized to transfer credits between sections of the budget, with the concurrence of the Advisory Committee on Administrative and Budgetary Questions;

(c) In addition to the appropriations approved under subparagraph (a) above, an amount of 75,000 dollars shall be appropriated for each year of the biennium 2010-2011 from the accumulated income of the Library Endowment Fund for the purchase of books, periodicals, maps and library equipment and for such other expenses of the Library at the Palais des Nations in Geneva as are in accordance with the objects and provisions of the endowment.

B
Final income estimates for the biennium 2010-2011

The General Assembly

Resolves that, for the biennium 2010-2011:

(a) The estimates of income of 592,971,800 United States dollars approved by it in its resolutions 65/260 A to C of 24 December 2010 shall be increased by 8,308,000 dollars, as follows:

Income section		Amount approved in resolutions 65/260 A to C	Increase/ (decrease)	Final estimate
		(United States dollars)		
1.	Income from staff assessment	555 041 000	(5 617 400)	549 423 600
	Subtotal, income section 1	**555 041 000**	**(5 617 400)**	**549 423 600**
2.	General income	40 487 800	10 210 500	50 698 300
3.	Services to the public	(2 557 000)	3 714 900	1 157 900
	Subtotal, income sections 2 and 3	**37 930 800**	**13 925 400**	**51 856 200**
	Total	**592 971 800**	**8 308 000**	**601 279 800**

(b) The income from staff assessment shall be credited to the Tax Equalization Fund in accordance with the provisions of General Assembly resolution 973 (X) of 15 December 1955;

(c) Direct expenses of the United Nations Postal Administration, services to visitors, catering and related services, garage operations, television services and the sale of publications not provided for under the budget appropriations shall be charged against the income derived from those activities.

8. The Fifth Committee recommends to the General Assembly the adoption of the following draft decision:

United Nations Office for Partnerships

The General Assembly takes note of the report of the Secretary-General on the United Nations Office for Partnerships.[1]

[1] A/66/188.